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SITE: Peterson Puritan
BREAK: 11.9 Evidence
OTHER: OU 2

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Date: March 15, 1999

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Employee ID # 438

TO: Michelle Cutler-Jones, Esq. -
EPA

NO.: 617-918-1809

FROM: Jonathan A. Murphy
Peterson/Puritan OU 2 - CCL Custom
RE: Manufacturing's phase one 104(e)

CLIENT/MATTER NO. 574-9042

Number of Pages: 46
(including cover sheet)

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REMARKS: Michelle: As promised, my client's response by fax as well. You also received it by e-mail.

Jonathan Murphy

☒ Original will not follow.
☐ Original will follow.

0483-0089

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Via Fax: 617-918-1809
Michelle Cutler-Jones, Esq.
Assistant Regional Counsel
U.S. Environmental Protection Agency
Office of Environmental Stewardship
One Congress Street – Suite 1100(SER)
Boston, Massachusetts 02114-2023

Re: EPA's CERCLA Section 104(e) Request for Information of January, 1999
Peterson/Puritan, Inc. Superfund Site – Operable Unit 2 – J.M. Mills Landfill
Our Client: CCL Custom Manufacturing, Inc.
Our File No.: 574-9042

Dear Ms. Cutler-Jones:

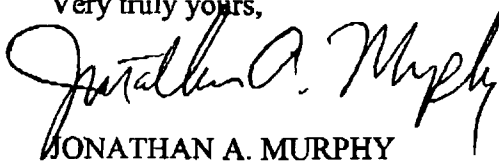
On behalf of my client CCL Custom Manufacturing, Inc., I enclose to you as annexed to this fax CCL Custom Manufacturing, Inc.'s Phase One Response to EPA's 104(e) Request for Information. For the record, your 104(e) request was received by CCL Custom Manufacturing, Inc. on January 19, 1999, and pursuant to agreements we reached on Thursday February 11, 1999 and again on Wednesday March 10, 1999, EPA granted CCL Custom Manufacturing, Inc. an extension of time up to, through and including March 15, 1999 to provide its initial phase one response.

LESTER SCHWAB KATZ & DWYER

Michelle Cutler-Jones, Esq.
February 12, 1999
Page 2

Our phase two response will be served on EPA no later than April 15, 1999 as agreed.
Thank you.

Very truly yours,



JONATHAN A. MURPHY

JAM:jd\219326

PETERSON/PURITAN SUPERFUND SITE - OPERABLE UNIT TWO
PHASE ONE RESPONSE OF CCL CUSTOM MANUFACTURING, INC.
MARCH 15, 1999

INFORMATION REQUEST QUESTIONS

General Information Section

1. General Information About Respondent:

NOTE: All questions in this section refer to the present time unless otherwise Indicated.

- a. Provide the full legal name and mailing address of the Respondent.

The Respondent is CCL Custom Manufacturing Inc., a Texas Corporation having a place of business at 35 Martin Street, Cumberland, RI 02864.

- b. For each person answering these questions on behalf of Respondent, provide:

- i. full name;
- ii. title;
- iii. business address;
- iv. business telephone number, FAX machine number and e-mail address.

The person answering these questions on behalf of the Respondent is Richard Ferreira, Divisional Environmental Compliance Manager, 35 Martin Street, Cumberland, RI 02864, Phone (401) 333-4200, Ext. 223 Fax. (401) 334-4191, e-mail rferreir@LOA.COM.

Counsel of record for Respondent, who assisted in answering these questions, is: Jonathan A. Murphy, Esq., Lester Schwab Katz & Dwyer, 120 Broadway, New York, NY 10271, Phone 212-341-4206, Fax 212-267-5916, e-mail jmurphy@lskdnylaw.com

c. If Respondent wishes to designate an individual for all future correspondence concerning this Site, including any legal notices, please so indicate here by providing that individual's name, mailing address, telephone number, FAX number, and e-mail address.

Same as 1.b.

d. State every address in Rhode Island, or within 60 miles of the Site at which the Respondent conducted business during the period being investigated.'

35 Martin Street, Cumberland, RI 02864 as CCL Custom Manufacturing Inc. since August 9, 1990, and as Peterson/Puritan Inc. or Hi-Port Industries, Inc. or Puritan Aerosol Inc. at various times prior to August 9, 1990.

e. State the dates during which it conducted business at each such location.

Respondent and its predecessors have conducted business at the Martin Street location since December 1963.

f. Describe the nature of Respondent's current business at each such location, including but not limited to a brief description of the major products or services Respondent manufactures or provides.

The Respondent is a custom packager of personal care and household cleaning products for various marketers.

g. List the Standard Industrial Classification (SIC) code for the business at each location.

The Standard Industrial Classification (SIC) code for the facility is 2844 and 7389.

h. Describe the nature of the Respondent's business at each location during the period being investigated.

The Respondent was a custom packager of personal care and household cleaning products for various marketers.

i. For each location, identify all surveys, studies, or collections of data for which Respondent has submitted information to local, state, federal, or private entities about its waste disposal/recycling practices.

This response is limited to the Cumberland, Rhode Island facility:

- 1) The Respondent has submitted biennial hazardous waste reports to the State of Rhode Island on even years since 1988.**
- 2) The Respondent has submitted a Commercial Solid Waste Reduction and Recycling Plan and annual reports to the State of Rhode Island since 1992.**
- 3) Landfill Resource & Recovery ("LR&R") Superfund site (North Smithfield, RI) 104(e) response to EPA.**
- 4) Davis GSR Superfund site (Gloucester, RI) 104(e) response to EPA.**
- 5) Data, documents and other information submitted for Peterson/Puritan Operable Unit 1**

2. Respondent's Legal and Financial Status:

NOTE: All questions in this section refer to the present time unless otherwise Indicated.

- a. State the number of Respondent's current employees.

At present, the Respondent has approximately 1466 employees in five locations, most of them in Illinois. The respondent currently has 342 employees at its Cumberland, R.I. plant, and believes that the number of employees at this location has been approximately 350 throughout the history of the plant.

- b. State the annual average number of persons employed by Respondent for every five year period during the period being investigated.

See response to Question 2(a).

- c. If the Respondent has ever done business under any other name:

- (i) list each such name; and
- (ii) list the dates during which such name was used by Respondent.

Respondent asserts that the following response is confidential business/financial information, and accordingly claims all available protection from disclosure to the public pursuant to sec. 104(e)(7)(E) and (F) of CERCLA, as amended by SARA, 42 USC secs. 9604(e)(7)(E) and (F), sec.3007(b) of RCRA, 40 CFR part 2, and pursuant to any other applicable federal and state protections from disclosure to third parties or other persons or entities not specifically authorized to view this information. It is therefore attached to this response as a segregated document pursuant to EPA instructions, and comprises part of the exhibit entitled: "Exhibit To CCL Custom Manufacturing, Inc. 104(e) Phase One Response - Confidential Business/Financial Information - Not To Be Disclosed To Public Or Third Parties".

- d. Provide the following financial information for Respondent's current business for each of the last three years:

- i. total sales;
- ii. net income;
- iii. depreciation;
- iv. total assets;
- v. total liabilities; and
- vi. net working capital (or net current assets).

Respondent asserts that the following response is confidential business/financial information, and accordingly claims all available protection from disclosure to the public pursuant to sec. 104(e)(7)(E) and (F) of CERCLA, as amended by SARA, 42 USC secs. 9604(e)(7)(E) and (F), sec.3007(b) of RCRA, 40 CFR part 2, and pursuant to any other applicable federal and state protections from disclosure to third parties or other persons or entities not specifically authorized to view this information. It is therefore attached to this response as a segregated document pursuant to EPA instructions, and comprises part of the exhibit entitled: "Exhibit To CCL Custom Manufacturing, Inc. 104(e) Phase One Response - Confidential Business/Financial Information - Not To Be Disclosed To Public Or Third Parties".

- e. As an individual provide for each of the last five years:
 - i. the gross annual income reported to the U.S. Internal Revenue Service; and
 - ii. the taxable annual income reported to the U.S. Internal Revenue Service.

[Not Applicable]

- f. If Respondent conducts current business as a corporation, provide:

Respondent asserts that the following response is confidential business/financial information, and accordingly claims all available protection from disclosure to the public pursuant to sec. 104(e)(7)(E) and (F) of CERCLA, as amended by SARA, 42 USC secs. 9604(e)(7)(E) and (F), sec.3007(b) of RCRA, 40 CFR part 2, and pursuant to any other applicable federal and state protections from disclosure to third parties or other persons

or entities not specifically authorized to view this information. It is therefore attached to this response as a segregated document pursuant to EPA instructions, and comprises part of the exhibit entitled: "Exhibit To CCL Custom Manufacturing, Inc. 104(e) Phase One Response - Confidential Business/Financial Information - Not To Be Disclosed To Public Or Third Parties".

- (i) the date of incorporation;
- (ii) state of incorporation;
- (iii) agent for service of process; ;
- (iv) the names of current officers;
- (v) the names of current directors;
- (vi) the names of the current shareholders owning more than 5% of Respondent's stock;
- (vii) the names of all officers during the period being investigated;
- (viii) the names of all directors during the period being investigated;
- (ix) the names of all shareholders owning more than 5% of the Respondent's stock at any time during the period being investigated.

g. If Respondent conducts current business as a partnership, provide:

- i. the names and addresses of all current partners;
- ii. the names of all partners in the period being investigated; and
- iii. the type of partnership (i.e. general, limited).

[Inapplicable]

h. If Respondent conducts current business as a trust, provide:

- i. the names and addresses of all current trustees;
- ii. the names and addresses of all current beneficiaries;
- iii. the names of all trustees during the period being investigated;
- iv. the names of all beneficiaries during the period being investigated; and
- v. a copy of the document which sets out the purpose of the trust and the duties and powers of the trustees (e.g. the declaration of trust or trust agreement).

[Inapplicable]

- i. If Respondent is, or was at any time during the period being investigated, a subsidiary of, otherwise owned or controlled by, or otherwise affiliated with another corporation or entity, then describe the nature of each such corporate relationship, including but not limited to:
- i. a general statement of the nature of relationship;
 - ii. the dates such relationship existed;
 - iii. the percentage of ownership of Respondent that is held by such other entity; and
- iv. for each such affiliated entity provide the names and complete addresses of its parent, subsidiary, and otherwise affiliated entities.

Respondent asserts that the following response is confidential business/financial information, and accordingly claims all available protection from disclosure to the public pursuant to sec. 104(e)(7)(E) and (F) of CERCLA, as amended by SARA, 42 USC secs. 9604(e)(7)(E) and (F), sec.3007(b) of RCRA, 40 CFR part 2, and pursuant to any other applicable federal and state protections from disclosure to third parties or other persons or entities not specifically authorized to view this information. It is therefore attached to this response as a segregated document pursuant to EPA instructions, and comprises part of the exhibit entitled: "Exhibit To CCL Custom Manufacturing, Inc. 104(e) Phase One Response - Confidential Business/Financial Information - Not To Be Disclosed To Public Or Third Parties".

- j. Identify all of Respondent's predecessors-in-interest and provide a description of the relationship between the Respondent and each of those predecessors-in-interest.

Respondent asserts that the following response is confidential business/financial information, and accordingly claims all available protection from disclosure to the public pursuant to sec. 104(e)(7)(E) and (F) of CERCLA, as amended by SARA, 42 USC secs. 9604(e)(7)(E) and (F), sec.3007 (b) of RCRA, 40 CFR part 2, and pursuant to any other applicable federal and state protections from disclosure to third parties or other persons or entities not specifically authorized to view this information. It is therefore attached to this response as a segregated document pursuant to EPA instructions, and comprises part of the exhibit entitled: "Exhibit To CCL Custom Manufacturing, Inc. 104(e) Phase

One Response - Confidential Business/Financial Information - Not To Be Disclosed To Public Or Third Parties".

k. If Respondent no longer exists as a legal entity because of dissolution provide:

- i. a brief description of the nature and reason for dissolution;
- ii. the date of dissolution-,
- iii. documents memorializing or indicating the dissolution of the entity; and
- iv. a statement of how and to whom the entity's assets were distributed.:

[Not Applicable]

l. If Respondent no longer exists as the same legal entity it was during the period being investigated because of transactions involving asset purchases or mergers, provide:

- (i) the titles and dates of the documents that embody the terms of such transactions (i.e., purchase agreements, merger and dissolution agreements, etc.)
- (ii) the identities of the seller buyer, and any other parties to such transactions; and
- (iii) a brief statement describing the nature of the asset purchases or mergers.

Respondent asserts that the following response is confidential business/financial information, and accordingly claims all available protection from disclosure to the public pursuant to sec. 104(e)(7)(E) and (F) of CERCLA, as amended by SARA, 42 USC secs. 9604(e)(7)(E) and (F), sec.3007(b) of RCRA, 40 CFR part 2, and pursuant to any other applicable federal and state protections from disclosure to third parties or other persons or entities not specifically authorized to view this information. It is therefore attached to this response as a segregated document pursuant to EPA instructions, and comprises part of the exhibit entitled: "Exhibit To CCL Custom Manufacturing, Inc. 104(e) Phase One Response - Confidential Business/Financial Information - Not To Be Disclosed To Public Or Third Parties".

m. If Respondent has filed for bankruptcy, provide:

- i. the U.S. Bankruptcy Court in which the petition was filed;
- ii. the docket numbers of such petition;
- iii. the date the bankruptcy petition was filed;
- iv. whether the petition is under Chapter 7 (liquidation), Chapter 11 (reorganization), or other provision; and
- v. a brief description of the current status of the petition.

[Not Applicable]

APPENDIX TO RESPONSE TO QUESTION 2

Identification of Corporate Entities:

Unless identified elsewhere in the text of the response with all available information, the following supplements the identification of corporate entities mentioned in the responses to Question 2:

CCL Industries Inc.

(incorporated under the laws of Canada)
105 Gordon Baker Road
Willowdale, Ontario
Canada M2H 3P8

CCL Custom Manufacturing, Inc.

(incorporated under the laws of Texas)
Suite 800, 6133 North River Road
Rosemont, IL 60018

CCL Industries Corporation

(incorporated under the laws of Delaware)
30 Controls Drive
P.O. Box 511
Shelton, CT 06484

CCL International Inc.

(incorporated under the laws of Ontario, Canada)
105 Gordon Baker Road
Willowdale, Ontario
Canada M2H 3P8

3. Information About Others:

- a. If you have information concerning the operation of the Site or the source, content or quantity of materials placed/disposed at the Site that is not included in the information you have already provided, provide all such information.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on February 11, 1999 (and as confirmed in a letter by counsel to EPA dated February 12, 1999 from Jonathan Murphy to Michelle Cutler-Jones), any information responsive to this request will be provided in a separate phased response after Respondent has completed its factual inquiry.

- b. If not already included in your response, if you have reason to believe that there may be persons able to provide a more detailed or complete response to any of these questions or who may be able to provide additional responsive documents, identify such persons and the additional information or documents that they may have.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones), any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

- c. If not already provided, identify all persons, including Respondent's current and former employees, who have knowledge or information about the generation, use, purchase, treatment, storage, disposal, placement or other handling of materials at, or transportation of materials to, the Site.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones), any information responsive to this

request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

4. Compliance with This Request:

a. Describe all sources reviewed or consulted in responding to this request, including but not limited to:

- i. the names of all individuals consulted;
- ii. the current job title and job description of each individual consulted;
- iii. the job title and job description during the period being investigated of each individual consulted;
- iv. whether each individual consulted is a current or past employee of Respondent;
- v. the names of all divisions of Respondent for which records were reviewed;
- vi. the nature of all documents reviewed; and
- vii. the locations where those documents reviewed were kept prior to review; and
- viii. the location where those documents reviewed are currently kept.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

Generator Section

5. Generation of Waste During Time of Disposal:

NOTE: All questions in this section refer to the period being investigated unless otherwise indicated.

- a. Provide the complete addresses of Respondent's plants and other buildings or structures where Respondent carried out its operations, excluding those locations where clerical/office work was

performed in Rhode Island or within 60 miles of the Site. Unless otherwise indicated, all following questions refer to these operations.

35 Martin Street Cumberland, Rhode Island 02864.

b. Provide a brief description of the nature of Respondent's operations at each location including:

- i. the date such operations commenced and concluded; and
- ii. the types of work performed at each location, including but not limited to the industrial, chemical, or institutional processes undertaken at each location.

The Respondent's operations involved the custom blending and packaging of personal care and household cleaning products utilizing organic and inorganic chemical compounds and mixtures according to customer specifications. The facility began operations in December (or late) 1963.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

c. If the nature or size of Respondent's operations changed over time, describe those changes and the dates they occurred.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

- d. List the products Respondent manufactured, recycled, recovered, treated, or otherwise processed in these operations.

The Respondent manufactured a variety of name brand hairspray, deodorant, hair mousse, spray starch and shaving creams as well as rug cleaners and bathroom cleaners.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

- e. In general terms, list the types of raw materials used in Respondent's operations.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

- f. Provide copies of Material Safety Data Sheets (MSDS) for materials used in the Respondent's operations.

To the best of Respondents knowledge, for the period in question, MSDS are not in existence.

Respondent is still in the process of determining whether is has any documents, knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any documents or information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

g. Describe the cleaning and maintenance of the equipment and machinery involved in these operations, including but not limited to:

To the best of Respondent's knowledge, the maintenance of equipment in the operations involved mechanical adjustment or replacement of parts and components.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

i. the types of materials used to clean/maintain this equipment/machinery; and

To the best of Respondent's knowledge, the cleaning utilized commonly used detergent based household cleaners and standard lubricating greases and oils.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

ii. the monthly or annual quantity of each such material used.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

h. Describe the methods used to clean up spills of liquid or solid materials during Respondent's operation, including but not limited to:

i. the types of materials spilled in Respondent's operations;

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

ii. the materials used to clean up those spills;

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

iii. the methods used to clean up those spills; and

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

iv. where the materials used to clean up those spills were disposed of

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

i. Provide a schematic diagram or flow chart that fully describes and/or illustrates the Respondent's operations.

To be provided in Respondent's phase two response.

6. Respondent's Wastes and Waste Streams (including By-Products):

NOTE: All questions in this section refer to the period being investigated unless otherwise indicated.

- a. Complete the enclosed "Waste Survey," checking each substance present in Respondent's wastes or by-products and providing all requested information for each such substance that is checked.

Respondent is still in the process of determining whether it has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

- b. For each type of waste (including by-products) from Respondent's operations, including but not limited to all liquids, sludges, and solids, provide the following information:

- i. its physical state;
- ii. its nature and chemical composition;
- iii. its color;
- v. its odor;

- vii. the approximate monthly and annual volumes of each type of waste (using such measurements as gallons, cubic yards, pounds, etc.); and

- viii. the dates (beginning & ending) during which each type of waste was produced by Respondent's operations

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

c. Provide a schematic diagram that indicates which part of Respondent's operations generated each type of waste, including but not limited to wastes generated by cleaning and maintenance of equipment and machinery and wastes resulting from spills of liquid materials.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

d. Identify (see Definitions) the person(s) responsible for collecting and managing each type of waste.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

e. Describe how each type of waste was collected and stored at Respondent's operation prior to disposal/recycling/sale/transport, including:

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

- i. the type of container in which each type of waste was placed/stored; and
- ii. where each type of waste was collected/stored.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

7. Respondent's Disposal/Treatment/Storage/Recycling/Sale of Waste (including By-Products)

NOTE: All questions in this section refer to the period being investigated unless otherwise indicated.

ALSO NOTE: Your response to questions in this section must refer to all locations, including but not limited to the Site, to which Respondent sent its wastes.

a. Identify (see Definitions) all individuals who currently have and those who have had responsibility for the disposal, treatment, storage, recycling, or sale of Respondent's wastes.

To the best of Respondent's knowledge during the period being investigated, no specific person had responsibility for the disposal, treatment, storage, recycling or sale of Respondent's wastes. The individual currently responsible is Richard Ferreira.

Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

b. Identify (see Definitions) all individuals who currently have and those who have had knowledge of the disposal/treatment/storage/recycling/sale of Respondent's wastes.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

c. Identify (see Definitions) all individuals who currently have and those who have had responsibility for Respondent's environmental matters.

Richard Ferreira

Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

d. For the previous three responses, also provide each individual's:

- i. job title;
- ii. duties;

- iii. dates performing those duties;
- iv. supervisors for those duties;
- v. current position or, if such individual is no longer employed by Respondent, the date of the individuals resignation; and
- iv. the nature of the information possessed by such individuals concerning Respondent's waste management.

Richard Ferreira, Divisional Environmental Compliance Manager, 35 Martin Street, Cumberland, RI 02864, Phone (401) 333-4200, Ext. 223 Fax. (401) 334-4191, e-mail rferreir@LOA.COM. The balance of particulars on Mr. Ferreira's duties and dates of employment, etc., will be provided in phase two of this response. Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

e. Describe the containers used to take each type of waste from Respondent's operation, including but not limited to:

- i. the type of container (e.g. 55 gal. drum, dumpster, etc.)-, ii. the colors of the containers;
- iii. any distinctive stripes or other markings on those containers;
- iv. any labels or writing on those containers (including the content of those labels)-,
- V. whether those containers were new or used; and
- vi. if those containers were used, a description of the prior use of the containers.

To the best of Respondent's recollection for the period being investigated, waste containers were 50 yard compactor and roll-off boxes, color blue with white lettering.

Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

f. For each type of waste describe Respondent's contracts, agreements, or other arrangements for its disposal treatment, or recycling.

To the best of Respondent's knowledge, for the period being investigated, no records exist describing contracts agreements, or other arrangements. Upon information and belief, Respondent utilized a waste hauling company, Goditt & Boyer, Inc. from 1963 to 1986, to haul certain limited portions of its waste. Specifics regarding the nature and volume of the waste handled by Goditt & Boyer are not yet clearly known. Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

g. Provide copies of such contracts and other documents reflecting such agreements or

arrangements.

Upon information and belief, there were no contracts with Goditt & Boyer, Inc. Otherwise, with respect to copies of any other documents reflecting their handling of waste, Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

h. State where Respondent sent each type of its waste for disposal, treatment, or recycling.

To the best of Respondent's knowledge, for the period being investigated the Respondent did not determine where its waste was sent. Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

i. Identify (see Definitions) all entities and individuals who picked up waste from Respondent or who otherwise transported the waste away from Respondent's operations (these companies and individuals shall be called "Waste Carriers" for purposes of this Information Request).

To the best of Respondent's knowledge, for the period being investigated, Goditt & Boyer, Inc., Attleboro, Massachusetts, was the only waste carrier utilized.

- j. If Respondent transported any of its wastes away from its operations, please so indicate and answer all questions related to "Waste Carriers" with reference to Respondent's actions and complete the enclosed "Carrier Survey" form.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

- k. For each type of waste specify which Waste Carrier picked it up.

To Respondent's knowledge, Goditt & Boyer, Inc. was the only "Waste Carrier" utilized during the time period in question; Specifics regarding the nature and volume of the waste handled by Goditt & Boyer are not yet clearly known. Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

- l. For each type of waste, state how frequently each Waste Carrier picked up such waste.

Specifics regarding the frequency with which Goditt & Boyer picked up waste are not yet clearly known. Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

- m. For each type of waste state the volume picked up by each Waste Carrier (per week,

month, or year).

Specifics regarding the volume of the waste handled by Goditt & Boyer are not yet clearly known. Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

n. For each type of waste state the dates (beginning & ending) such waste was picked up by each Waste Carrier.

Upon information and belief, Respondent utilized Goditt & Boyer, Inc. from 1963 to 1986, to haul certain limited portions of its waste. Specifics regarding the precise dates during which waste was handled by Goditt & Boyer are not yet clearly known. Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

o. Provide copies of all documents containing information responsive to the previous seven questions.

With respect to copies of any documents reflecting handling of waste by Goditt & Boyer, Inc., Respondent is still in the process of determining whether is has any further or additional documents, knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further documents or information responsive to this request will be

provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

p. Describe the vehicles used by each Waste Carrier to haul away each type of waste including but not limited to:

- i. the type of vehicle (e.g., flatbed truck, tanker truck, containerized dumpster truck etc.);
- ii. names or markings on the vehicles; and
- iii. the color of such vehicles.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

q. Identify (see Definitions) all of each Waste Carrier's employees who collected Respondent's wastes.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

r. Indicate the ultimate disposal/recycle /treatment location for each type of waste.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this

request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

s. Provide all documents indicating the ultimate disposal/recycling/treatment location for each type of waste.

As indicated above, Respondent played no role in determining where Goditt & Boyer, Inc. disposed of its waste. Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

t. Describe how Respondent managed pickups of each waste, including but not limited to:

i. the method for inventorying each type of waste;

ii. the method for requesting each type of waste to be picked up;

iii. the identity of (see Definitions) the waste carrier employee/agent contacted for pickup of each type of waste;

iv. the amount paid or the rate paid for the pickup of each type of waste;

v. the identity of (see Definitions) Respondent's employee who paid the bills; and

vi. the identity of (see Definitions) the individual (name or title) and company to whom Respondent sent the payment for pickup of each type of waste.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

u. Identify (see Definitions) the individual or organization (i.e., the Respondent, the Waste Carrier, or, if neither, identify such other person) who selected the location where each of the Respondent's wastes were taken.

To Respondent's knowledge, Goditt & Boyer, Inc. selected the location(s). Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

v. State the basis for and provide any documents supporting the answer to the previous question.

This information provided in the response to question "7(u)", *supra*, is based upon general recollections of employees of Respondent, and upon Respondent's general awareness due to its involvement in another Superfund site in the area (and specifically, the Landfill Resource & Recovery site), and is not based on any records. Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be

provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

w. Describe all wastes disposed by Respondent into Respondent's drains including but not limited to:

- i. the nature and chemical composition of each type of waste;
- ii. the dates on which those wastes were disposed; the approximate quantity of those wastes disposed by month and year;
- iii. the location to which these wastes drained (e.g. on-site septic system, onsite storage tank pretreatment plant, Publicly Owned Treatment Works (POTW), etc.); and
- iv. whether and what pretreatment was provided.

To the best of Respondent's knowledge, for the period being investigated, Respondent disposed of process water waste and sanitary waste to an on-site septic system from late 1963 to 1980. From 1980 to present, the process water/sanitary waste was disposed to a Publicly Owned Treatment Works (POTW). No specific information exists as to volume discharged.

x. Identify any sewage authority or treatment works to which Respondent's waste was sent.

The sewer authority was the Blackstone Valley Sewer Commission of Rumford, Rhode Island and its successor The Narragansett Bay Commission.

y. For all settling tank, septic system, or pretreatment system sludges or other treatment wastes resulting from Respondent's operations, complete the enclosed Waste Survey and respond to all previous questions of this Information Request with reference to such wastes.

Respondent is still in the process of determining whether is has any knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

- z. If not already provided, specify the dates and circumstances when Respondent's waste was taken to the Site, and identify the companies or individuals who brought Respondent's waste to the Site. Provide all documents which support or memorialize your response.

To the best of Respondent's current knowledge, for the period being investigated, no information exists or documentation is in the possession of the Respondent indicating whether any waste from the Respondent's facility was disposed of at the Site.

Respondent is still in the process of determining whether it has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

8. Respondent's Environmental Reporting:

NOTE: All questions in this section refer to the period being investigated and the last ten years unless otherwise indicated.

- a. Provide all Resource Conservation and Recovery Act (RCRA) Identification Numbers issued to Respondent by EPA or a state for Respondent's operations.

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- b. Identify (see Definitions) all federal offices to which Respondent has sent or filed hazardous substance or hazardous waste information.

313

- c. State the years during which such information was sent/filed.

Respondent is still in the process of determining whether it has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on

March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

d. Identify (see Definitions) all state offices to which Respondent has sent or filed hazardous substance or hazardous waste information.

**Rhode Island DEM Office of Air and Hazardous Materials
RI Emergency Preparedness Agency**

e. State the years during which such information was sent/filed.

1987 to Present

f. List all federal and state environmental laws and regulations under which Respondent has reported to federal or state governments, including but not limited to: Toxic Substances Control Act, 15 U. S.C. §§ 2601 et seq., (TSCA); Emergency Planning and Community Right-to-Know Act, 42 U. S. C. § § 1101 et seq. (EPCRA); and the Clean Water Act (the Water Pollution Prevention and Control Act), 33 U. S.C. §§ 1251 et seq.

EPCRA, RCRA, Clean Water Act, Clean Air Act To the extent that this is not a complete list of all federal and state environmental laws and regulations under which Respondent has reported, please note that Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

g. Identify (see Definitions) the federal and state offices to which such information was sent.

Respondent is still in the process of determining whether is has any further knowledge or information responsive to this request. Pursuant to agreement with EPA reached on March 10, 1999 between Jonathan Murphy and Michelle Cutler-Jones, any further information responsive to this request will be provided in a separate phased response due April 15, 1999, after Respondent has completed its factual inquiry.

Submitted by:

CCL Custom Manufacturing, Inc.

March 15, 1999

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